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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/087,112
Applicant : Fuqiang Jin et al.
Filed : March 1, 2002
TC/A.U. : 1600/1624
Examiner : Thomas C. McKenzie
Title : Method for the synthesis of 2',3'-dideoxy-2',3'-didehydronucleosides

Docket No. : 08841.105031 (PHAR2001)
Customer No. : 20786

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

October 26, 2004

DECLARATION OF SUSANNE HOLLINGER

Sir:

1. My name is Susanne Hollinger. I am a patent agent employed by King & Spalding, LLP, the firm of record for the above-identified application.
2. Our firm received Office Actions dated November 25, 2003, and May 5, 2004, in which the Examiner rejected the originally filed Declaration of Inventor Jin because his address was changed on the Declaration and the change was not properly initialed. We were unable to locate Dr. Jin when preparing responses to those Office Actions.
3. On July 28, 2004 we received a Notice of Allowance. In the Statement of Reasons for Allowance, the Examiner again rejected the original Declaration and stated that the application would become abandoned unless a substitute Declaration was provided before payment of the issue fee.

CERTIFICATE OF FACSIMILE TRANSMISSION (37 CFR 1.8a)

I hereby certify that this Correspondence, along with any paper referred to as being attached or enclosed, is being sent via facsimile transmission to the Office Of Petitions, P.O. Box 1450, Alexandria, VA 22313-1450 at facsimile number 703-872-9306.

10/26/04
Date


Susanne Hollinger

Appl. No. 10/087,112
Amendment Dated October 26, 2004
Reply to Notice of Allowance dated July 28, 2004

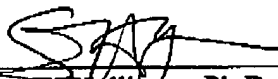
4. Between November, 2003 and October 2004, I was in contact with Ms. Sally Sexton, a paralegal in our firm and Mr. Bryce A. Roberts, counsel for Pharmasset, Inc., the assignee of record in an attempt to locate the inventor. During that time, we were unsuccessful in locating the inventor.

5. On October 19, 2004, Ms. Sexton informed me that she had identified two potential addresses for Dr. Jin, one at 1002 Canter Cir., New Hope, PA 18938, and the other at 109 White Pine Cir., Trenton, NJ 08648. Based on this information, I searched the internet white pages for a phone number that was associated with a "Jin" in either New Hope or Trenton. I found one instance of a Fugiang Jin listed in New Hope, Pennsylvania.

6. I attempted to contact Dr. Jin at the listed number of (215) 794-8756 and spoke with a woman who stated that she was his wife. When I explained that we needed to locate Dr. Jin in order to obtain his signature on a substitute Declaration, she stated that he was in China on contract manufacturing work and that he would not return before December 2004, at the earliest, and gave no definite date of return. She also stated that, due to his work situation, it would not be possible to contact him before this time.

7. I declare that all statements made herein of my own knowledge are true and that all statements made herein of my own knowledge are believed to be true. These statements are made with the knowledge that willful false statements are punishable by fine or imprisonment under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing therefrom.

10/26/04
Date


Susanne Hollinger, Ph.D.
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